**PART 1: DISCIPLINARY RULES**

The following code provisions apply to student behavior *AT ANY TIME* while on school property, engaging in or attending a school-sponsored event, while using school technology resources or, in some cases, off-campus. The decision to charge a student for violation of this Code of Conduct shall be made by the administration of the local school. If the local school administration is uncertain as to the interpretation of the Code of Conduct, they are to contact the system office of student discipline.

The following behaviors are a violation of this Code of Conduct:

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<tr>
<td>44</td>
<td>Violence Against a Teacher</td>
</tr>
</tbody>
</table>
Rule 00. Continuation

An event with multiple incidents for a single action has occurred.

Rule 01. Alcohol

Violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of intoxicating alcoholic beverages or substances represented as alcohol. This includes possession, sale, use, transmission, manufacture, purchase, or being under the influence of any alcoholic beverage, or possessing related paraphernalia during a school activity, function, or event on or off school grounds or while under school supervision. Students under the influence or consumption of alcohol may be included if it results in disciplinary action.

Contact SRO and Student Services

- Level 1
  - Unintentional possession of alcohol
- Level 2
  - Under the influence of alcohol without possession

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<td>MINIMUM</td>
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<tr>
<td>1st offense</td>
<td>1 day OSS</td>
<td>10 days OSS</td>
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<tr>
<td>2nd offense</td>
<td>2 days OSS</td>
<td>5 days OSS</td>
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<tr>
<td>3rd offense</td>
<td>3 days OSS</td>
<td>5 days OSS</td>
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</table>

- Level 3
  - Violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or consumption of alcoholic beverages or substances represented as alcohol.

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<td>MINIMUM</td>
<td>MAXIMUM</td>
</tr>
<tr>
<td>1st offense</td>
<td>1 day OSS</td>
<td>10 days OSS and a hearing referral</td>
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<tr>
<td>2nd offense</td>
<td>3 days OSS</td>
<td>8 days OSS</td>
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<tr>
<td>3rd offense</td>
<td>10 days OSS</td>
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</tbody>
</table>

Rule 02. Arson

Unlawful and intentional damage or attempted damage to any real or personal property by fire or incendiary device. This includes property belonging to, rented by, or on loan to the school system and property belonging to school employees or to other students. **(Note: Possession of fireworks or incendiary devices must be reported as “Possession of Unapproved Items”. Use of such items should be reported as Arson.)**

Contact SRO and Student Services

- Level 2
  - Arson without property damage
    - Includes but is not limited to trashcan fires without damage to school property.
- Level 3
  - Arson with property damage
Includes but not limited to setting fires on school property.

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<td>MINIMUM</td>
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<tr>
<td>Level 2</td>
<td>3 days OSS w/ restitution</td>
<td>5 days OSS w/ restitution</td>
</tr>
<tr>
<td></td>
<td>5 days OSS with restitution</td>
<td>5 days OSS with restitution with restitution and hearing referral with a recommendation to alternative school</td>
</tr>
<tr>
<td>Level 3</td>
<td>10 days OSS w/ restitution</td>
<td>10 days OSS w/ restitution and hearing referral with a recommendation to alternative school for a minimum of 1 calendar year</td>
</tr>
</tbody>
</table>

**Rule 03. Battery**

Actual and intentional touching or striking of another person against his or her will or intentionally causing bodily harm to an individual. *(Note: The key difference between battery and fighting is that fighting involves mutual participation.)*

Contact SRO and Student Services

- **Elementary School Discipline:**
  - 1-10 days OSS, with a hearing referral for long-term suspension and/or expulsion.
  - If expelled, upon recommendation of the hearing officer, an elementary school student may be readmitted to a traditional school for grades 9-12. If there is not an alternative education program for students in elementary school, then the student may be permitted to reenroll in the elementary school as permitted by the hearing officer. *(O.C.G.A. § 20-2-751.6).*

- **Middle and High School Discipline:**
  - 10 days OSS with a hearing referral and a minimum recommendation for permanent expulsion.
  - The hearing officer may allow an expelled student to attend the alternative education program under strict academic, attendance and behavior requirements.
  - Upon recommendation of the hearing officer, a middle school student may be readmitted to a traditional school for grades 6-12. *(O.C.G.A. § 20-2-751.6).*

- **Level 1**
  - Intentional physical attack with the intent to cause bodily harm resulting in no bodily injuries
    - Includes but not limited to pushing, hitting, kicking, shoving, pinching, slapping, and other intentional physical confrontations

- **Level 2**
  - Intentional physical attack with the intent to cause bodily harm resulting in mild or moderate bodily injuries
    - Includes but not limited to pushing, hitting, kicking, shoving, pinching, slapping, and other intentional physical confrontations that result in mild or moderate injuries
    - Participate in consensual physical hazing/initiation or bodily modifications (e.g. tattooing, branding, and piercing).

- **Level 3**
  - Intentional physical attack with the intent to cause bodily harm resulting in severe injuries or any physical attack on school employee (coded as assault if reasonable apprehension of immediately receiving a violent injury is present, but no contact made), unless such physical contact was in self-defense as provided by *(O.C.G.A. § 16-3-21).*
• Includes, but is not limited to choking, pushing, hitting, kicking, shoving, pinching, slapping, and other physical confrontations resulting in severe injuries;
• Includes any physical attack on school employee;
• Physical attack on teachers should be reported as Violence Against a Teacher (44);
• Includes incidents serious enough to warrant calling the School Resource Officer (SRO) or Police;
• May be used for students that violate the school policy on Battery three (3) or more times during the same school year.

**Rule 04. Breaking & Entering – Burglary**

*Unlawful or unauthorized forceful entry into a school building or vehicle (with or without intent to commit theft). (Note: The key difference between Trespassing and Breaking & Entering – Burglary is that Trespassing does not include forceful entry into the school building.)*

*Contact SRO and Student Services*

• Level 3
  • Unlawful or unauthorized forceful entry into a school building or vehicle (with or without intent to commit theft).
    • Parent Contact
    • Out of School Suspension (OSS)
    • Recommendation for Tribunal Hearing
    • Contact School Resource Officer

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<th>Elementary</th>
<th>Middle/High</th>
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<tbody>
<tr>
<td>Level 3</td>
<td>MINIMUM 3 days OSS</td>
<td>MINIMUM 3 days OSS</td>
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<td></td>
<td>MAXIMUM 8 days OSS</td>
<td>MAXIMUM 10 days OSS and hearing referral with recommendation for assignment to alternative school.</td>
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</tbody>
</table>

**Rule 05. Computer Trespass**

*Use of school computer for anything other than instructional purposes or unauthorized use of a computer or computer network with the intention of deleting, obstruction, interrupting, altering, damaging, or in any way causing the malfunction of the computer, network, program(s) or data.*

*The District, or any school, is NOT responsible for personal electronic devices on school property or at District/school sponsored events. The District/school administrator or designee may confiscate electronic devices.*

• Level 2
  • Violate the District’s Internet User Agreement or Acceptable Use Policy in any way.
  • Copy computer programs, software or other technology provided by the District for personal use; download unauthorized files; or use school technology resources for personal gain or private business enterprises.
• Gain or attempt to gain unauthorized access to the District’s computer data, network, system, Internet connections, e-mail accounts, or intranet or to any third party's computer system, data, or network, such as:
  ▪ Malicious tampering, phishing, or hacking activities;
  ▪ Intentionally seeking information about passwords belonging to other users;
  ▪ Disclosing a user's password to the District's computer network, System, Internet connections, E-mail accounts, Software, or Intranet to other individuals. *Students, however, may share their passwords with their parents.*
  ▪ Modifying passwords belonging to others;
  ▪ Attempting to log in through another person's account;
  ▪ Attempting to gain access to material that is blocked or filtered by the District;
  ▪ Accessing, copying, or modifying another user's files without authorization;
  ▪ Disguising a user's identity;
  ▪ Using the password or identifier of an account that does not belong to the user;
  ▪ Engaging in uses that jeopardize access into others' accounts or other computer networks or systems.

• **Level 2/Level 3**
  • Use or participate in using personal or school technology resources to distribute or display inappropriate material. Inappropriate material does not serve an instructional or educational purpose and includes but is not limited to the following: (See (17) for bullying using technology) (In any event, SRO must be notified):
    ▪ Is profane, vulgar, lewd, obscene, offensive, indecent, sexually explicit, pornographic or threatening;
    ▪ Advocates illegal or dangerous acts;
    ▪ Causes disruption to Thomasville City Schools, its employees or students;
    ▪ Advocates violence;
    ▪ Contains knowingly false, recklessly false, or defamatory information;
    ▪ Is otherwise harmful to minors as defined by the Children’s Internet Protection Act.
  • Refusing to comply with reasonable directions/commands of school staff regarding responsible use of technology, and/or use of visual recording devices without permission of a school administrator.
  • Use of recording devices to record misbehaviors or to violate the privacy of others.

• **Level 3**
  • Attempt, threaten, or actually damage, destroy, vandalize, or steal private property or school property while using school technology resources on or off school grounds (SRO must be notified of such incidents).
  • Purposely look for security problems, attempt to disrupt school technology resources, or engage in any activity that monopolizes or compromises school technology resources.

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<tr>
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</table>
### Level 2
- 1 day ISS
- 3 days OSS
- 1 day ISS
- 3 days OSS

### Level 3
- 3 days OSS
- 10 days OSS
- 3 days OSS
- 10 days OSS and hearing referral with a recommendation to alternative school

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**Rule 06. Disorderly Conduct**

*Any act that substantially disrupts the orderly conduct of a school function, substantially disrupts the orderly learning environment, or poses a threat to the health, safety, and/or welfare of students, staff or others.*

- **Level 1**
  - Creating or contributing to a moderate disturbance that substantially disrupts the normal operation of the school environment but doesn’t pose a threat to the health or safety of others.
  - Engage in horseplay or rough or boisterous activities. School administrators will use discretion in determining acts of horseplay/rough or boisterous activities as opposed to other prohibited activities, such as intentional physical contact.
  - Engage in amorous kissing or similar public or other displays of affection.

- **Level 2**
  - Occupy or block any school building, part of school grounds, entrance, exit, or normal pedestrian/vehicular traffic on school grounds or adjacent grounds so as to deprive others of access.
  - Use of violence, force, noise, coercion, threat, intimidation, fear, passive resistance, false statements, or any other conduct that causes, may cause, or attempts to cause the disruption of any mission or function of the school or poses a threat to the health, safety and/or welfare of students, staff or others.

- **Level 3**
  - Pull a fire alarm without authorization or without the belief that a true emergency exists.
  - Threaten to plant a bomb or falsely inform others that a bomb or other explosive has been planted on school property or at a school-sponsored event (SRO must be notified of such incidents).

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<tr>
<td>Level 1</td>
<td>3 days of detention</td>
<td>1 day of ISS</td>
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<tr>
<td>Level 2</td>
<td>1 day of ISS</td>
<td>3 days OSS</td>
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<tr>
<td>Level 3</td>
<td>3 days OSS</td>
<td>10 days OSS</td>
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❖ **Interference with School Bus – Level 1**

- All Code of Conduct rules apply on school provided transportation and at school bus stops.
  - Students may not violate any direction of the school bus driver.
  - Students may not disrupt the environment of the bus or bus stop in any manner,
    - Including but not limited to: loud or boisterous behavior; failure to remain silent at railroad crossings; using emergency exits improperly; riding an unauthorized
bus; disembarking at an unauthorized stop; throwing objects in the bus, or into or out of the bus; extending body parts or objects outside of the bus; drinking/eating/chewing gum; interference with District recording equipment; and failure to remain seated.

- Additionally, students are prohibited from using items during the operation of a school bus in a manner which might interfere with the school bus communications equipment or the school bus driver's operation of the bus.
  - These items include but are not limited to cell phones; pagers; audible radios; tape or compact disc players without head-phones; mirrors; lasers, or flash cameras. (Consequences may include confiscation of device.).
  - Cell phone use will not be allowed during the operation of the bus because it interferes with the operational technology.
  - However, cell phones may be used with the special permission of the principal, supervising teacher, or bus driver while the student is on the bus waiting to depart the starting location or when the bus returns to its final destination after athletic events, fields trips, or other special situation deemed appropriate by the principal, supervising teacher, or bus driver.

❖ Encouraging Violations of Code of Conduct – (Level 2/Level 3)

- Incite, urge, encourage, advise, or counsel other students to violate any Rule of this Code of Conduct or conspire to violate any Rule of this Code of Conduct. O.C.G.A. § 20-2-751.5(a)(11).

Rule 07. Drugs, Except Alcohol and Tobacco

Unlawful use cultivation, manufacture, distribution, sale, purchase, possession, transportation, or importation of any controlled drug or narcotic substance, or equipment or devices used for preparing or using drugs or narcotics. Includes being under the influence of drugs or substances represented as drugs. Code includes over-the-counter medications if abused by the student. Also includes intentionally smelling or inhaling fumes from any substances (for example: glue, solvents) for the purpose of becoming intoxicated. Offenses are cumulative at the Elementary, Middle, and High School levels

Contact SRO and Student Services

- Level 1
  - Unintentional possession of prescribed or over-the-counter medication. Does not include
  - the possession of narcotics or any illegal drugs.

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<td>1 day of detention</td>
<td>3 days of detention</td>
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<td>3 days of detention</td>
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- Level 3 – A student shall not:
  - Possess, consume (eaten, digested, injected, inhaled, etc.), receive, purchase, transmit, store, or be under any degree of influence of illegal drugs, narcotics, hallucinogens, amphetamines, barbiturates, marijuana, synthetic cannabinoid drugs, cannabis, inhalant, synthetic cathinone drugs (e.g. bath salts) or any other substance listed under the Georgia Controlled Substances Act or any substance believed by the student to be alcohol or an illegal drug. Legal intoxication is not required for violation of this rule. First-time offenders may be required to attend a drug intervention program in addition to any other disciplinary action deemed appropriate.
• Possess, transmit, store, buy, sell, or otherwise distribute or possess with intent to sell, or otherwise distribute any drug-related paraphernalia, which may include vaporizers (For electronic cigarettes, see Tobacco Use/Cigarette Products).

• Falsely present or identify a substance to be an illegal drug or use/consume/buy/sell/distribute/possess/transmit compounds or substances meant to mimic the effects of drugs.

• Buy, sell or otherwise distribute or possess with intent to distribute or attempt to buy, sell, or otherwise distribute or possess with intent to distribute illegal drugs, narcotics, hallucinogens, amphetamines, barbiturates, or marijuana, or any other substance listed under the Georgia Controlled Substances Act, or any substance falsely identified as such, or is believed by the purchaser to be an illegal drug, narcotics, hallucinogens, amphetamines, barbiturates, or marijuana, synthetic cannabinoid drugs, cannabis (including but without limitation to marijuana, hemp, THC, etc.), inhalant, synthetic cathinone drugs or any other substance listed under the Georgia Controlled Substances Act. **There is no requirement that there be an exchange of money, goods, and/or services to find a violation of this rule.**

• Sniff or be under the influence of inhalants and/or other substances.

• **Over-The-Counter Medication**
  
  Possession of all over-the-counter medication on school property must be pursuant to Operating Guideline JGCD – Medication. A student is prohibited from selling, distributing, or possessing with intent to distribute any over-the-counter medication. Over the counter medications specifically include, but are not limited to, stimulants (e.g., diet pills, caffeine pills, etc.), nicotine replacement therapies such as nicotine gum and candy, nicotine lozenges, nicotine patches, nicotine inhalers, nicotine nasal sprays and the like. For electronic cigarettes, see Rule Tobacco Use/Cigarette Products.

• **Prescription Medication**
  
  Possess prescription medication not prescribed for the student. All prescription medication prescribed for a student must be in compliance with written parent authorization and adherence to Operating Guideline JGCD – Medication. In addition, a student shall not sell, distribute, or possess with intent to distribute any prescribed medication on school property. If the prescription drug is a controlled substance under the Georgia Controlled Substances Act, the student shall be found to have violated the appropriate portions of the above.

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**Rule 08. Fighting**

*Mutual participation in a fight involving physical violence where there is no one main offender and intent to harm. *(Note: *The key difference between fighting and battery is that fighting involves mutual participation.)*

• Level 1
• A physical confrontation between two or more students with the intent to harm resulting in no bodily injuries.

• **Level 2**
  • A physical confrontation between two or more students with the intent to harm resulting in mild or moderate bodily injuries.

• **Level 3**
  • A physical confrontation between two or more students with the intent to harm resulting in severe bodily injuries.
  • Students that violate the school policy on fighting *three (3) or more times during the same school year*.

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<tbody>
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<td>Level 1</td>
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<td>MINIMUM</td>
<td>MAXIMUM</td>
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<tr>
<td></td>
<td>3 days detention</td>
<td>1 day of ISS</td>
<td>3 days ISS</td>
<td>3 days OSS</td>
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<tr>
<td>Level 2</td>
<td>1 day of ISS</td>
<td>3 days OSS</td>
<td>3 days OSS</td>
<td>5 days OSS</td>
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<tr>
<td>Level 3</td>
<td>3 days OSS</td>
<td>10 days OSS</td>
<td>5 days OSS</td>
<td>10 days OSS and hearing referral</td>
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**Rule 09. Homicide**

*Killing of one human being by another.*

*Contact SRO and Student Services*

• **Level 3**
  • Includes but not limited to shooting, stabbing, choking, bludgeoning, etc.
    • 10 days OSS and hearing referral

❖ **Off-Campus Misconduct**
  ➢ *Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student's continued presence at school a potential danger to persons or property at the school or which disrupts the educational process. (Contact Director of Student Services and SRO)*

**Rule 10. Kidnapping**

*The unlawful and forceful abduction, transportation, and/or detention of a person against his/her will.*

*Contact SRO and Student Services*

• **Level 3**
  • The unlawful and forceful abduction, transportation, and/or detention of a person against his/her will.

❖ **Off-Campus Misconduct**
  ➢ *Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student's continued presence at school a*
potential danger to persons or property at the school or which disrupts the educational process. (*Contact Director of Student Services and SRO*)

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<td>3 days OSS</td>
<td>10 days OSS</td>
<td>5 days OSS</td>
<td>10 days OSS and hearing referral</td>
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**Rule 11. Larceny/Theft**

The unlawful taking, carrying, leading or riding away of property of another person without threat, violence, or bodily harm. (*Note: The key difference between larceny/theft and robbery is that the threat of physical harm or actual physical harm is involved in a robbery.*)

*Contact Director of Student Services and SRO*

- **Level 1** – The unlawful taking of property belonging to another person or entity that does not belong to the student with a **value up to $100**.
  - Includes but not limited to theft by taking, theft by receiving stolen property, and theft by deception.
- **Level 2** - The unlawful taking of property belonging to another person or entity that does not belong to the student with a **value between $100 and $250**.
  - Includes but not limited to theft by taking, theft by receiving stolen property, and theft by deception.
- **Level 3**
  - The unlawful taking of property belonging to another person or entity that does not belong to the student with a **value exceeding $250**.
    - Includes but not limited to theft by taking, theft by receiving stolen property, and theft by deception.
  - May be used for students that violate the school policy on larceny/theft **three (3) or more times** during the same school year.

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<td>5 days OSS w/ restitution</td>
<td>10 days OSS w/ restitution and hearing referral</td>
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**Off-Campus Misconduct**

- Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student’s continued presence at school a potential danger to persons or property at the school or which disrupts the educational process. (*Contact Director of Student Services and SRO*)

**Rule 12. Motor Vehicle Theft**

Theft or attempted theft or any motor vehicle.
Contact SRO and Student Services

- **Level 3**
  - Code includes theft of car, truck, motorcycle, ATVs, golf carts, or anything that is self-propelled.
    - 10 days OSS and hearing referral

❖ **Off-Campus Misconduct**
  - Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student’s continued presence at school a potential danger to persons or property at the school or which disrupts the educational process. (Contact Director of Student Services and SRO)

**Rule 13. Robbery**

The taking of, or attempting to take, anything of value that is owned by another person or organization under confrontational circumstances by force or threat of force or violence and/or by putting the victim in fear. *(Note: The key difference between larceny/theft and robbery is that the threat of physical harm or actual physical harm is involved in a robbery.)*

Contact SRO and Student Services

- **Level 3**
  - Robbery without the use of a weapon
    - Taking something by force or threat of force
  - Robbery with the use of a weapon
    - Weapons may include but are not limited to guns, knives, clubs, razor blades, etc.
      - 10 days OSS and hearing referral

❖ **Off-Campus Misconduct**
  - Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student’s continued presence at school a potential danger to persons or property at the school or which disrupts the educational process. (Contact Director of Student Services and SRO)

**Rule 14. Sexual Battery**

Oral, anal, or vaginal penetration against the person’s will or where the victim did not or is incapable of giving consent; touching of private body parts of another person either through human contact or using an object forcibly or against the person’s will or where the victim did not or is incapable of giving consent.

Contact SRO and Student Services

- **Level 3**
  - Includes but is not limited to rape, fondling, child molestation, indecent liberties and sodomy
    - 10 days OSS and hearing referral
Sexual Molestation:
- Sexual molestation is defined as a student doing any immoral or indecent act to or in the presence of another person, without that person's consent, with the intent to arouse or satisfy the sexual desires of either the student or the other person. This includes a student forcing another person to make physical contact with the student's intimate body parts, such as having another perform sex acts (for instance, oral sex).
- No student shall commit any act of sexual molestation or the attempts thereof on school property, school buses, or at school-sponsored events.
  - The SRO must be notified of such incidents. The Chief of Police, or designee, will notify the district attorney. (See O.C.G.A. § 20-2-1184)
  - Notify the Director of Student Services and Superintendent.
- Any student (or parent or friend of a student) who has been the victim of an act of abuse, sexual misconduct, or other inappropriate behavior is urged to make an oral report of the act to any teacher, counselor, or administrator at their school.

Off-Campus Misconduct
- Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student's continued presence at school a potential danger to persons or property at the school or which disrupts the educational process. (Contact Director of Student Services and SRO)

Rule 15. Sexual Harassment

A student shall not harass another person through unwelcome conduct or communication of a sexual nature. Prohibited acts of sexual harassment include verbal or written harassment, such as sexual jokes or comments about an individual or his/her physical characteristics; physical harassment such as unwanted touching or gestures; visual harassment such as the display of, or encouraging/participating in the display of, sexually suggestive objects or pictures; or requests or demands for sexual involvement, accompanied by implied or explicit threats.
- The local school police officer must be notified of such incidents where the behavior involves a sexual offense (as defined in Chapter 6 of Title 16 of Georgia law) including, but not limited to, sexual battery, rape, and molestation. Any alleged victim of such offense may request to have his/her schedule changed, subject to the principal's approval.
- Staff members should report instances of behaviors referenced in this Rule to school administration within a reasonable time period so that administrators may review them in a timely manner. (See also Policy JAA, Equal Educational Opportunities for Students, for more information regarding harassment.) At the conclusion of the investigation, any written report required by Policy JAA will be forwarded to the Superintendent or his/her designee.
- Any student (or parent or friend of a student) who has been the victim of an act of abuse, sexual harassment/misconduct, or other inappropriate behavior is urged to make an oral report of the act to any teacher, counselor, or administrator at their school.

- Level 1
  - Comments that perpetuate gender stereotypes or suggestive jokes that are not directed towards specific individuals.
- Includes but not limited to insensitive or sexually suggestive comments or jokes.

- **Level 2**
  - Comments that perpetuate gender stereotypes, suggestive jokes or lewd gestures that are directed towards specific individuals or group of individuals.
  - Includes but not limited to insensitive or sexually suggestive comments or jokes; leering.

- **Level 3**
  - Physical or non-physical sexual advances; requests for sexual favors;
  - May be used for students that violate the school policy on sexual harassment three (3) or more times during the same school year.

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<td>Level 3</td>
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**Rule 16. Sex Offenses**

Unlawful sexual behavior, sexual contact without force or threat of force, or possession of sexually explicit images; can be consensual.

- The Georgia General Assembly requires the District to encourage parents to inform students of the consequences, including potential criminal penalties, of underage sexual conduct. The consequences can include the student being tried as an adult. Any behavior, which is a violation of Chapter 6 of Title 16 of Georgia law, or violations below, must be immediately reported to the SRO, the Superintendent and the Director of Student Services. The Chief of Police, or designee will then notify the District Attorney.
- Any alleged victim of a sexual offense may request to have his/her schedule changed, subject to the principal’s approval. Sexual offenses are prohibited against members of the same sex as well as members of the opposite sex.
- See also Policy JAA, Equal Educational Opportunities for Students, for more information regarding harassment. At the conclusion of the investigation, any written report required by Policy JAA will be forwarded to the Superintendent or designee.
- As used in this Rule, “intimate body parts,” as defined in Georgia law, O.C.G.A. § 16-6-22.1 include “the primary genital area, anus, groin, inner thighs, or buttocks of a male or female and the breasts of a female.”

- **Level 1**
  - Inappropriate sexually-based physical contact
    - Including but not limited to public groping, inappropriate bodily contact, or any other sexual contact not covered in other Levels.

- **Level 2**
  - Inappropriate sexually-based behavior
    - Including but not limited to sexting, lewd behavior, possession of pornographic materials; simulated sex acts.
  - Expose one’s intimate body parts or “moon” in public

- **Level 3**
  - Engaging in sexual activities on school grounds or during school activities.
    - Oral, anal or vaginal penetration; pimping; prostitution; indecent exposure of
private body parts.

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<td>5 days OSS</td>
<td>10 days OSS and hearing referral</td>
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**Rule 17. Threat/Intimidation**

Any threat through written or verbal language or act which creates a fear of harm and/or conveys a serious expression of intent to harm or violence without displaying a weapon and without subjecting the victim to actual physical attack.

- **Level 2**
  - Physical, verbal or electronic threat which creates fear of harm without displaying a weapon or subjecting victims to physical harm.

- **Level 3**
  - School-wide physical, verbal or electronic threat which creates fear of harm without displaying a weapon or subjecting victims to physical attack; *Note: Students that display a pattern of behavior that is so severe, persistent, or pervasive so as to have the effect of substantially interfering with a student’s education, threatening the educational environment, or causing substantial physical harm, threat of harm or visibly bodily harm may be coded as bullying.*

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**Rule 18. Tobacco**

Possession, use, distribution, or sale of tobacco products on school grounds, at school-sponsored events, and on transportation to and from school.

- Possess, distribute, or use, cigarettes or related tobacco products of any kind, including cigarette wrapping paper or containers for such products. First offenders may be referred to attend a tobacco use program, in addition to any other disciplinary action deemed appropriate.

- **Level 1**
  - Unintentional possession of tobacco products on school property

- **Level 2**
  - Use of or knowledgeable possession of tobacco products
    - Intentional use or possession of tobacco products on school property

- **Level 3**
  - Distribution and/or selling of tobacco products on school property
    - May be used for students that violate the school policy *three (3) or more times* during the
same school year

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<tr>
<th>Level</th>
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### Rule 19. Trespassing

*Entering or remaining on a public-school campus or school board facility without authorization or invitation and with no lawful purpose for entry. (Note: The key difference between Trespassing and Breaking & Entering-Burglary is that Trespassing does not include forceful entry into the school building.)*

- **Level 2**
  - Entering or remaining on school campus or school property without authorization or invitation
- **Level 3**
  - Refusing to leave school campus or school property after a request from school personnel
  - Being on school campus or school property, including attending home athletic events and extracurricular activities while currently on Out-of-School Suspension (OSS)
  - May be used for students that violate the school policy on trespassing *three (3) or more times* during the same school year

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### Rule 20. Vandalism

*The willful and/or malicious destruction, damage, or defacement of public or private property without consent.*

- **Level 2**
  - Attempting to or causing minor destruction, damage or defacement of school property or private property without permission
- **Level 3**
  - Causing willful/malicious destruction, damage or defacement of school property or private property without permission
  - May be used for students that violate the school policy on vandalism *three (3) or more times* during the same school year

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**Rule 22. Weapons – Knives**

*The possession, use, or intention to use any type of knife.*

*Contact SRO and Student Services*

- **Level 1**
  - Unintentional possession of a knife or knife-like item on school property without the intent to harm or intimidate

- **Level 2**
  - Intentional possession of a knife or knife-like item on school property without the intent to harm or intimidate

- **Level 3**
  - Intentional possession, use or intention to use a knife or knife-like item on school property with the intent to harm or intimidate

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**Rule 23. Weapons – Other**

*The possession, use, or intention to use any instrument or object that is used or intended to be used in a manner that may inflict bodily harm (does not include knives or firearms).*

*Contact SRO and Student Services*

- **Level 2**
  - Unintentional possession of a weapon, other than a knife or firearm, or simile of a weapon that could produce bodily harm or fear of harm.
    - Includes but is not limited to razor blades, straight-edge razors, brass knuckles, blackjacks, bats, clubs, nun chucks, throwing stars, stun guns, tasers, etc.

- **Level 3**
  - Intentional possession and/or use of any weapon, other than a knife or firearm, in a manner that could produce bodily harm or fear of harm.
    - Includes but is not limited to razor blades, straight-edge razors, brass knuckles, blackjacks, bats, clubs, nun chucks, throwing stars, stun guns, tasers, etc.

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Prohibition

- A student shall not possess, handle, transmit, or cause to be transmitted; use or threaten to use; sell, attempt to sell, or conspire to sell a firearm, a dangerous weapon or dangerous instrument/hazardous object/unauthorized item, either concealed or open to view, on school property. All items prohibited under this rule should be confiscated and given to the local school resource officer or other law enforcement agencies as appropriate. The Superintendent or his/her designated school official, in conjunction with law enforcement, should determine the disposition of items prohibited under this rule. The possession of any dangerous weapon, hazardous object, or firearm in violation of O.C.G.A. § 16-5-21; 16-5-24; 16-11-127; 16-11-127.1; or 16-11-132 will trigger the reporting requirements of O.C.G.A. § 20-2-1184. The incidents will be reported to the School Resource Officer, the Superintendent, and the Director of Student Services.
- There is no exception for students who have a valid legal license to carry a weapon.

NOTE: The definition of "weapon" for purposes of this Code of Conduct is one that includes, but is not limited to, the following items:

- **Category 1 Weapon: Dangerous Weapon**
  - Any dangerous weapon
  - A dangerous weapon includes any weapon commonly known as a "rocket launcher," "bazooka," or "recoilless rifle" which fires explosive or nonexclusive rockets designed to injure or kill personnel or destroy heavy armor, or similar weapon used for such purpose. The term shall also mean a weapon commonly known as a "mortar" which fires high explosive from a metallic cylinder and which is commonly used by the armed forces as an antipersonnel weapon or similar weapon used for such purpose. The term shall also mean a weapon commonly known as a "hand grenade" or other similar weapon, which is designed to explode and injure personnel or similar weapon used for such purpose.

- **Category II Weapon: Hazardous Object**
  - Any paint pellet gun, BB gun, antique firearm, nonlethal air gun, stun gun, taser, or any similar weapon that does not meet the definition of a Category 1 weapon; any Bowie, Dirk, any razor blade (e.g., straight, regular, retractable, etc.); box cutter; any bludgeon (e.g. billy club, PR-24, night stick, spring stick, blackjack, club); "look-alike" bomb; any "martial arts" device or flailing instrument consisting of two or more rigid parts connected in such a manner as to allow them to swing freely (e.g., nun chucks, shuriken, or fighting chain, etc.); any disc of whatever configuration with at least two points or pointed blades which is designed to be thrown or propelled (e.g., Chinese star, oriental dart, throwing star, etc.); miscellaneous devices such as swords, sword/knife canes, ice picks, chains, bow and arrows, knuckles made of metal, thermoplastic, wood or other similar material, objects placed on fingers, in hands, or on fists or knuckles to provide a "loaded fist," etc., or any tool or instrument which the school administration could reasonably conclude as being used as a weapon or intended by the student to be used as a weapon and thus a violation of the intent of this Code of Conduct.
  - In addition to the above, Category II weapons include any item defined as a weapon or hazardous object as defined by O.C.G.A. § 16-11-127.1 and 20-2-751, with the exception of firearms and dangerous weapons (See Category 1).
    - The School Resource Officer must be notified of such incidents.
    - Notify the Director of Student Services and Superintendent.

- **Dangerous Instruments/Unauthorized Items**
  - Students shall not possess ammunition, BBs, paint pellets, CO2 cartridges, fireworks (other than "snap its", "poppers", or "pop-its" which may be addressed as a disruptive behavior), matches, lighters, stink bombs, pepper spray, mace or similar instruments/items. These
instruments/items are disruptive to the function of the school and may pose a safety risk.

- **Curriculum Display of a Weapon or Dangerous Instrument/Unauthorized Item**
  - Any individual wishing to bring a weapon, look-alike weapon or dangerous instrument/unauthorized item to school or use a Category I or II type weapon for the purposes of a curriculum display or as an educational tool must have prior permission. Specifically, the individual must have verbal approval of the teacher in whose class the weapon or dangerous instrument/unauthorized item will be displayed, as well as prior written permission from the principal which includes a description of the weapon(s) and/or dangerous instrument(s)/item(s) authorized and the time period during which the weapon(s) and/or dangerous instrument(s)/item(s) may be on campus.
  - Transport of the weapon, look-alike weapon or dangerous instrument/item to and from the school must be by the approved parent, guardian or other approved individual 21 years of age. The transporting individual should remove the weapon or dangerous instrument/item from the school immediately upon completion of the educational session. When necessary, the teacher or school administration will store the weapon, look-alike weapon or dangerous instrument/item in a secure location when it is not being used in the above approved classroom activities. The weapon or dangerous instrument must be unloaded and must not contain any explosive material.

**Rule 24. Other Incident for State-Reported Discipline Action**

Any other discipline incident for which a student is administered corporal punishment, in-school suspension, out-of-school suspension, administrative action, detention, suspended from riding the bus, referred to court or juvenile system authorities, or removed from class at the teacher’s request (pursuant to O.C.G.A. 20-2-738).

- **Level 1**
  - Any other discipline incident for which a student is administered corporal punishment, detention, in-school or out-of-school suspension, expelled, suspended for riding the bus, assigned to an alternative school, referred to court or juvenile system authorities, or removed from class at the teacher’s request (Pursuant to O.C.G.A. 20-2-738)

- **Level 2**
  - Level 2 should be used for students who display a pattern of violating local school policies not listed among the state incident types.
    - Includes but is not limited to parking violations, etc.

- **Off-Campus Misconduct**
  - Off-campus misconduct for which a student may be disciplined includes, but is not limited to, any off-campus conduct which could result in the student being criminally charged with a felony, or felonious conduct for which a student has been arrested, criminally charged/indicted, adjudicated to have committed, or convicted; and conduct which makes the student's continued presence at school a potential danger to persons or property at the school or which disrupts the educational process. (Contact Director of Student Services and SRO)

**Rule 25. Weapons - Handguns**

Possession of a firearm that has a short stock and is designed to be held and fired by the use of a single hand; and any combination of parts from which a firearm described above can be assembled. (NOTE:
This definition does not apply to items such as toy guns, cap guns, bb guns and pellet guns) [Pursuant to Gun-Free Schools Act - Public Law 107-110, Section 4141].

**Contact SRO and Student Services**

- Level 3
  - Intentional or unintentional possession or use of a handgun in a manner that could produce bodily harm or fear of harm.
    - Pistols or revolvers
      - 10 days of OSS and hearing referral


The term ‘‘rifle’’ means a weapon designed or redesigned, made or remade, and intended to be fired from the shoulder and designed or redesigned and made or remade to use the energy of an explosive to fire only a single projectile through a rifled bore for each single pull of the trigger. The term ‘‘shotgun’’ means a weapon designed or redesigned, made or remade, and intended to be fired from the shoulder and designed or redesigned and made or remade to use the energy of an explosive to fire through a smooth bore either a number of ball shot or a single projectile for each single pull of the trigger. [Pursuant to Gun-Free Schools Act – Public Law 107-110, Section 4141].

**Contact SRO and Student Services**

- Level 3
  - Intentional or unintentional possession or use of a rifle or shotgun in a manner that could produce bodily harm or fear of harm.
    - Rifle or shotgun
      - 10 days OSS and hearing referral

**Rule 27. Serious Bodily Injury**

The term “serious bodily injury” means bodily injury that involves a substantial risk of death, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty.

**Contact SRO and Student Services**

- Level 3
  - Infliction of "bodily harm" that dismembers, disfigures, causes permanent loss of a limb or function of an organ and causes substantial risk of death.
    - Any behavior that dismembers, disfigures, causes permanent loss of a limb or function of an organ and causes substantial risk of death.
      - 10 days OSS and hearing referral

**Rule 28. Other Firearms**

Firearms other than handguns, rifles, or shotguns as defined in 18 USC 921. Includes any weapon (including started gun) which will or is designed to or may readily be converted to expel a projectile by the action of any explosive; the frame or receiver of any weapon described above; any firearm muffler or firearm silencer; any destructive device, which includes any explosive, incendiary, or poison gas (i.e. bomb, grenade, rocket having a propellant charge more than 4 ounces, missile having an explosive or incendiary charge of more than ¼ ounce, mine, or similar device); any weapon which will, or which may be readily converted to, expel a projectile by the action of an explosive or other propellant, and which has any barrel with a bore of more than ½ inch in diameter; any combination or parts either designed or intended for use in converting any device into any destructive device described above, and from which a destructive device may be readily assembled. (NOTE: This does not include toy guns, cap guns, bb
guns, pellet guns, or Class-C common fireworks). [Pursuant to Gun-Free Schools Act – Public Law 107-110, Section 4141]

Contact SRO and Student Services

- **Level 3**
  - Intentional or unintentional possession or use of any firearms other than rifle, shotgun, or handguns (including starter pistols) and any other destructive device which includes explosives
    - Includes any weapon (including started gun) which will or is designed to or may readily be converted to expel a projectile by the action of any explosive; the frame or receiver of any weapon described above; any firearm muffler or firearm silencer; any destructive device, which includes any explosive, incendiary, or poison gas (i.e. bomb, grenade, rocket having a propellant charge more than 4 ounces, missile having an explosive or incendiary charge of more than ¼ ounce, mine, or similar device); any weapon which will, or which may be readily converted to, expel a projectile by the action of an explosive or other propellant, and which has any barrel with a bore of more than ½ inch in diameter; any combination or parts either designed or intended for use in converting any device into any destructive device described above, and from which a destructive device may be readily assembled. (NOTE: This does not include toy guns, cap guns, bb guns, pellet guns, or Class-C common fireworks). [Pursuant to Gun-Free Schools Act - Public Law 107-110, Section 4141]  
  - 10 days OSS and hearing referral

Rule 29. Bullying

Behavior, which may include written, verbal, physical acts, or through a computer, computer system, computer network, or other electronic technology occurring on school property, on school vehicles, at designated school bus stops, or at school related functions that is so severe, persistent, or pervasive so as to have the effect of substantially interfering with a student’s education, threatening the educational environment, or causing substantial physical harm or visible bodily harm.

- **Level 1**
  - First Offense of bullying as defined in Georgia Code Section 20-2-751.4
    - Includes but is not limited to a pattern of unwanted teasing, threats, name-calling, intimidation, harassment, humiliation, hazing, physical attacks, extortion, social exclusion, coercion, spreading of rumors or falsehoods, gossip, stalking, or using any type of electronic means to harass or intimidate.

- **Level 2**
  - Second incident of bullying as defined in Georgia Code Section 20-2-751.4
    - Includes but is not limited to a pattern of unwanted teasing, threats, name-calling, intimidation, harassment, humiliation, hazing, physical attacks, extortion, social exclusion, coercion, spreading of rumors or falsehoods, gossip, stalking, or the use of electronic equipment on school property or using school equipment to harass or intimidate.

- **Level 3**
  - Repeated acts, as defined in Georgia Code Section 20-2-751.4, occurring on school property or school possession that is a willful attempt or threat to inflict injury, or apparent means to do so, any display of force that puts victim at fear of harm, any written, verbal or physical act that threatens, harasses, or intimidates; causes another person physical harm; interferes with a student’s education; so severe and pervasive intimidated or threatens educational environment.
Includes but is not limited to a pattern of unwanted teasing, threats, name-calling, intimidation, harassment, humiliation, hazing, physical attacks, extortion, social exclusion, coercion, spreading of rumors or falsehoods, gossip, stalking, or the use of electronic equipment on school property or using school equipment to harass or intimidate.

<table>
<thead>
<tr>
<th>Level</th>
<th>Elementary (MINIMUM)</th>
<th>Elementary (MAXIMUM)</th>
<th>Middle/High (MINIMUM)</th>
<th>Middle/High (MAXIMUM)</th>
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<tbody>
<tr>
<td>Level 1</td>
<td>1 day OSS</td>
<td>5-10 days OSS</td>
<td>3 days OSS</td>
<td>10 days OSS and hearing referral with recommendation of assignment to alternative school</td>
</tr>
<tr>
<td>Level 2</td>
<td>3 days OSS</td>
<td>5-10 days OSS</td>
<td>5 days OSS</td>
<td>10 days OSS and hearing referral with recommendation of assignment to alternative school</td>
</tr>
<tr>
<td>Level 3</td>
<td>10 days OSS</td>
<td>10 days OSS</td>
<td>10 days OSS and hearing referral with recommendation of assignment to alternative school for a minimum of one calendar year</td>
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</table>

❖ Parents/guardians/persons that have control of charge of students who are victims of bullying or have found to commit bullying will be notified via telephone/personal conference or letter/referral. Staff members are expected to report instances of these behaviors to the school principal or designated administrator immediately so that administrators may investigate them in a timely manner. Employees, volunteers, students and parents/guardians/other persons that have control of students may report or otherwise provide information on bullying activity to a school administrator anonymously if they choose.

❖ No school employee will retaliate against any person who reports bullying behaviors. Students who retaliate against others for reports of bullying behavior are subject to discipline, which may include enhanced consequences. Students who knowingly file a false report of bullying will also be disciplined.

❖ Upon a finding by a Disciplinary Hearing Officer that a student in grades six (6) through twelve (12) has committed the offense of bullying for the third time in a school year, such student shall be assigned to an alternative education program. If a student is found to have engaged in bullying or in physical assault or battery of another person on the school bus, a meeting shall be scheduled involving the parent or guardian of the student and appropriate school district officials to form a school bus behavior contract for the student. Such contract shall provide for progressive age-appropriate discipline and restrictions for student misconduct on the bus. Contract provisions may include but shall not be limited to assigned seating, ongoing parental involvement, and suspension from riding the bus. This does not in any way limit or restrict the school system's ability to take additional action, including imposing disciplinary sanctions through and including permanent expulsion from the school system, as a result of the student's behavior.

❖ Any alleged victim of harassment or bullying may request to have his/her schedule changed, subject to the principal’s approval. See also Policy JBCD, Transfers and Withdrawals, for more information about transfer options for victims of violent offenses. See Policy JAA, Equal Educational Opportunities for Students, for more information regarding harassment. Staff members should report instances of behaviors referenced in this Rule to school administration within a reasonable time period so that administrators may review them in a timely manner. At the conclusion of the investigation, any written report required by Policy JAA, Equal Education Opportunities for
Bullying applies to acts which occur on school property or through school technology resources, and also applies to acts which occur through the use of electronic communication, whether or not that communication originated on school property or with school technology resources, if the electronic communication:

- Is directed specifically at students or school personnel,
- Is maliciously intended for the purpose of threatening the safety of those specified or substantially disrupting the orderly operation of the school, AND
- Creates a reasonable fear of harm to the students' or school personnel's person or property or has a high likelihood of succeeding in that purpose.

Electronic communication includes but is not limited to any transfer of signs, signals, writings, images, sounds, data or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic, photo electronic or photo optical system. (See (05)).

It is beneficial for the school to be notified of community situations that may impact the school environment. However, individuals who are subject to harassment, bullying or “cyberbullying” in the community may contact their local police department for action, as the school may have no jurisdiction to discipline (OSS, ISS, etc.) for events in the community.

**Rule 30. Other - Attendance Related**

Repeated or excessive unexcused absences or tardies; including failure to report to class, skipping class, leaving school without authorization, or failure to comply with disciplinary sanctions.

- Level 1
  - “Skipping” or missing any class or activity or any portion of a class or activity, or being tardy for a class or activity for which he or she is enrolled without a valid excuse;
  - Leave school grounds during the course of the regularly scheduled school day without the permission of a parent and school principal or designee. Students must follow the established procedures for checking in or out of school.
  - Failure to attend detention, Saturday school or ISS

- It should be noted that O.C.G.A. § 20-2-690.1 states that any parent, guardian, or other person residing in this state who has control or charge of a child or children that accrues five (5) unexcused absences during one school year will be deemed to have violated Code section 20-2-690.1 and shall be guilty of a misdemeanor and subject to fines, imprisonment, community services, or any combination of these penalties.

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<th>Elementary</th>
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<td>MINIMUM</td>
<td>MAXIMUM</td>
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<tr>
<td>1st Offense</td>
<td>Administrative Conference</td>
<td>Administrative Conference</td>
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<tr>
<td>2nd Offense</td>
<td>Administrative Conference</td>
<td>3 days ISS</td>
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<td>3rd Offense</td>
<td>3 days ISS</td>
<td>1 day OSS</td>
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**Rule 31. Other – Dress Code Violation**
Violation of school dress code that includes standards for appropriate school attire.

❖ Students in the school system are expected to dress and groom themselves in such a way as to reflect neatness, cleanliness and safety. All students shall dress appropriately so as not to disrupt or interfere with the educational program or the orderly operation of the school.
❖ Designated dress involving school activities approved by the principal shall be acceptable. The principal or other duly authorized school official shall determine whether any particular mode of dress or grooming results in a violation of the spirit and/or the intent of this rule.

- Non-invasive and non-suggestive clothing, jewelry, book bags or other articles of personal appearance.
  - Pursuant to local dress codes, dress code violations for Level 1 may include but are not limited to bare feet; trousers, slacks, shorts worn below waist level; no belt; clothing that is excessively baggy or tight; skirts or shorts that are shorter than mid-thigh; sunglasses worn inside the building; hats, caps, hoods, sweatbands and bandanas or other head wear worn inside school building
- Invasive or suggestive clothing, jewelry, book bags or other articles of personal appearance.
  - Pursuant to local dress codes, dress code violations for Level 2 may include but are not limited to depiction of profanity, vulgarity, obscenity or violence; promote the use or abuse of tobacco, alcohol or drugs; creates a threat to the health and safety of other students; creates a significant risk of disruption to the school environment; clothing worn in such a manner so as to reveal underwear, cleavage or bare skin; spaghetti straps, strapless tops, halter tops, see-through or mesh garments or other clothing that is physically revealing, provocative or contains sexually suggestive comment

Rule 32. Academic Dishonesty

Receiving or providing unauthorized assistance on classroom projects, assignments or exams

❖ Honor Code Violation
  ➢ The expectation is that each student will be honest and submit his/her own work. Cheating, plagiarism and other Honor Code violations are strictly prohibited. Examples of violations of this rule include, but are not limited to:
    - Copying or "borrowing" from another source and submitting it as one's own work
    - Seeking or accepting unauthorized assistance on tests, projects or other assignments
    - Fabricating data or resources
    - Providing or receiving test questions in advance without permission
    - Working collaboratively with other students when individual work is expected

  - Level 1
    - Intentional receiving or providing of unauthorized assistance on classroom projects, assessments and assignments
      - May include but is not limited to failure to cite sources
  - Level 2
    - Intentional plagiarism or cheating on a minor classroom assignment or project
      - Includes but is not limited to Intentional dishonesty on minor classroom projects, assignments, homework, etc.
• Level 3
  • Intentional plagiarism or cheating on a major exam, statewide assessment or project or the falsification of school records (including forgery)
    • Includes but is not limited to cheating on major exams, statewide assessments or other state mandated academic work;
    • Includes the falsification of school records; forgery;
  • Level 3 may be used for students that violate the school policy on academic dishonesty three (3) or more times during the same school year.

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<td>Conference</td>
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<td>Level 2</td>
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<td>1-3 days ISS</td>
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<td>Level 3</td>
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<td>3-5 days OSS</td>
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**Rule 33. Student Incivility**

Insubordination or disrespect to staff members or other students; includes, but is not limited to, refusal to follow school staff member instructions, use of vulgar or inappropriate language, and misrepresentation of the truth.

• Level 1
  • Failure to comply with instructions or the inadvertent use of inappropriate language.
    • May include but is not limited to general disrespect for school staff or students;
    • Profanity;
    • Failure to follow instructions
• Level 2
  • Blatant insubordination or the use of inappropriate language directed towards school staff or peers; intentional misrepresentation of the truth.
    • Profanity or obscene language directed towards school staff;
    • Issuing false reports on other students;
    • Insubordination
• Level 3
  • Blatant and repeated insubordination or intentional misrepresentation of the truth; Level 3 should be used for students who display a pattern of violating the school policy related to student incivility.
    • Issuing false reports on school staff;
    • Level 3 may be used for students that violate the school policy on student incivility three (3) or more times during the same school year.

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**Rule 34. Other – Possession of Unapproved Items**

*The use or possession of any unauthorized item disruptive to the school environment. (Note: The use of fireworks or incendiary devices must be coded as Arson.)*
- **Level 1**
  - The possession of any unauthorized item. Does not include the possession of fireworks, matches, toy weapons, or other items that can be construed as dangerous.
    - Includes but is not limited to possession of toys, mobile devices, gadgets, personal items, gum, candy, etc.; includes possession of pepper spray
- **Level 2**
  - The use of any unauthorized item (i.e. toys, mobile devices, or gadgets). Does not include the possession of fireworks, matches, toy weapons, or other items that can be construed as dangerous.
    - Includes but is not limited to use of toys, mobile devices, gadgets, personal items, etc.; includes the use of pepper spray without injury
- **Level 3**
  - The use or possession of unauthorized items including but not limited to toy guns or other items that can be construed as dangerous or harmful to the learning environment; Includes the possession of matches, lighters, incendiary devices or fireworks. The use of matches, lighters, incendiary devices or fireworks should be coded as Arson; Level 3 should be used for students who display a pattern of violating the school policy related to unapproved items.
    - Includes but are not limited to matches, lighters, or the possession of fireworks, bullets, stink bombs, CO2 cartridges; includes the use of pepper spray with injury

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<td>MINIMUM</td>
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<tr>
<td>Level 1</td>
<td>Administrative Conference</td>
<td>1-3 days detention</td>
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<tr>
<td>Level 2</td>
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<td>1-3 days ISS</td>
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<tr>
<td>Level 3</td>
<td>1-3 days ISS</td>
<td>1-3 days OSS</td>
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**Rule 35. Gang-Related**

Any group of three or more students with a common name or common identifying signs, symbols, tattoos, graffiti, or attire which engage in criminal gang activity (O.C.G.A. § 16-15-3)

- **Definition**
  - A “gang” is defined as any group of three or more people with a common name or common identifying signs, symbols, tattoos, graffiti, attire or other distinguishing characteristics which engage in “criminal gang activity” as described in O.C.G.A. 16-15-3(1)(A)-(J) (including but not limited to the commission, attempted commission, conspiracy to commit, or solicitation, coercion, or intimidation of another person to commit offenses such as, but not limited to, rape, aggravated sexual battery, violence, possession or use of a weapon, or trespass or damage to property resulting from any act of gang related painting on, tagging, marking on, writing on, or creating any form of graffiti on school or personal property).

  - Wearing or possessing gang-related apparel; communicating either verbally or nonverbally to convey membership or affiliation with a gang
    - Possession or wearing of gang-related clothing, jewelry, emblems, badges, symbols, signs, or using colors to convey gang membership or affiliation;
    - Gestures, handshakes, slogans, drawings, etc. to convey gang membership or affiliation;
    - Committing any other illegal act or other violation of school policies in connection with gang-related activity.
  - The solicitation of others for gang membership, the defacing of school or personal
property with gang-related symbols or slogans, threatening or intimidating on behalf of a gang, the requirement or payment for protection or insurance through a gang. Level 3 should be used for students who display a pattern of violating the school policy related to gang activity.

- Soliciting students for gang membership;
- Tagging or defacing school or personal property with symbols or slogans intended to convey or promote membership or affiliation in any gang;
- Requiring payment for protection, insurance, otherwise intimidating or threatening any person related to gang activity;
- Inciting other students to intimidate or to act with physical violence upon any other person related to gang activity.

10 days OSS; SRO Referral; Tribunal Hearing; Contact Student Services

Rule 36. Repeated Offenses

Collection of offenses not previously assigned a state reportable action that occurs on a single or across multiple school days that leads to a state reportable disciplinary action.

Rule 40. Other Non-Disciplinary Incident

This code is used exclusively for the reporting Physical Restraint. When the INCIDENT TYPE = ‘40’, then the ACTION CODE must = ‘95’ for Physical Restraint. Do not report a Teacher ID when Incident Code is “Other Non-Disciplinary Incident.”

Rule 42. Electronic Smoking Device

Any device used to deliver nicotine or any other substance intended for human consumption that may be used by a person to simulate smoking through inhalation of vapor or aerosol from the device. Such devices include those manufactured, distributed, marketed or sold as an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, electronic hookah, vape pen, electronic nicotine delivery system or any cartridge or other component of the device or related product.

- Level 1
  - Unintentional possession of an electronic smoking device
- Level 2
  - Use or knowledgeable possession of an electronic smoking device
- Level 3
  - Distribution and/or selling of electronic smoking devices: Level 3 may be used for students that violate school policy on electronic smoking devices three or more times during the same school year.
Rule 44. Violence Against a Teacher

_Intentional physical attack against a teacher with the intent to cause bodily harm resulting in severe injuries or any physical attack against a teacher. Violence against other school personnel should be reported as Battery (03) – Level 3._

**Contact SRO and Student Services**

- Intentional physical attack against a teacher with the intent to cause bodily harm resulting in severe injuries or any physical attack against a teacher. (Violence against other school personnel should be reported as Battery (03) – Level 3.
  - 10 days OSS and hearing referral

**NOTE:** These disciplinary measures are not inclusive and as such, a student committing an act of misconduct listed or not listed will nevertheless be subject to the discretionary authority of the administrator.